



Atty. Dkt. No. 081356-0239

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mitsuo OSHIMURA et al.
Title: HUMAN ARTIFICIAL CHROMOSOME (HAC) VECTOR
Appl. No.: 10/530,207
International Filing Date: 10/03/2003
371(c) Date: 02/13/2006
Examiner: Kevin Kai Hill
Art Unit: 1633
Confirmation Number: 1647

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated June 18, 2009, finally rejecting Claims 18, 20-22, 26-28, 33, 37-46, 49 and 50.

☐ Applicant claims small entity status.

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

12/17/2009 MAHMED1 00000037 10530207

☒ To be paid as detailed below

01 FC:1401

540.00 OP

☐ Not required (Fee paid in prior appeal)

The required fees are calculated below:

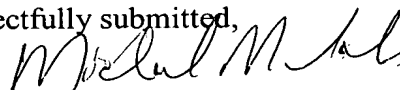
<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$540.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$1,650.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,650.00

A credit card payment form in the amount of \$1,650.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,



By

Reg. No. 34,717

Date December 16, 2009

FOLEY & LARDNER LLP
 Customer Number: 22428
 Telephone: (202) 672-5404
 Facsimile: (202) 672-5399



Stephen A. Bent
 Attorney for Applicant
 Registration No. 29,768